GRAVE CHARSES AGAINST A ROAD

Suit Brought Alleging Conspiracy to Form Fraudulent Company.

DUO WARRANTO PROCEEDINGS

Ground to Be That Charter Was Granted Asheville Southern as Bona-Fide Company.

[Special to The Times-Dispatch.] ASHEVILLE, N. C., January 14 .- The sensational charges that the Southern Railway and certain of its officers have conspired to form a fradulent railway company in order to condemn private lands, and thereby shut out any other railway from reaching Asheville, is the basis of a suit filed in the Superior 'Court Saturday by Frank Carter and H. C. Chester, as attorneys for S. Sternberg and E. Sternberg, of this city. In this connection the statement is made in the complaint that the Attorney-General of North Carolina is to be asked to institute quo warranto proceedings on behalf of the State to revoke the charter granted to the Asheville Southern Rail way Company, the alleged fraudulent corporation The incorporators, who are made defendants in the suit, are W. W. Finley, now president of the Southern Railway; Colonel A. B. Andrews, first vice-president; H. W. Miller, assistant to First Vice-President Andrews; J. F. Hayes, general agent; Fairtax Harrison, assistant to the late President Spencer, and H. C. Ansisy.

The application for quo warranto proceedings is to be made on the ground that the said Asheville Southern Railway was granted a charter by the Seccorporation The incorporators, who are

way was granted a charter by the Secretary of State on December 29, 1905, on the supposition that it was a bona-fide railway, whereas it is nothing but an agency of the Southern Railway and does ot propose to build any rallway save a short line from the Southern Ranges yards at Asheville to the trestle at Gor man's Bridge, and this "but to injushort line from the Southern Rallway ne public by closing the gates to com-

The suit will be heard by Judge Cook at Marshall on January 28, when an injunction will be asked to prevent the Asheville Southern from proceeding to condemn private lands of the plaintiffs on the French Rroad River, near the Bivens Supposed to Have Killed

The Allegations.

The allegations, in part, follow: That the men named as defendants are on December 29, 1905, before and

feasible route for railway fines into Asheville.

That the Southern had already occupied the west bank of the river and part of the east bank ileaving part of the east bank unoccupied, and that this east bank below the railway bridge and the west bank above it afforded the only feasible route for an independent road.

That the Southern Railway, having no regard for the public interests, but cunningly and fradulently designing to subserve and promote its own private interests and to strengthen its monopoly of railway transportation, has set shout and is now engaged in the attempt to preempt and occupy both the remaining approaches to Asheville, and has purchased extensive lands in the name of the Georgia Industrial Realty Company. That because it could not condemn land and could not buy all it wished, the Southern Railway conspired with the effordants named to get this land by

the Southern Rallway conspired with the defendants named to get this land by accorporating the Asheville Southern Rail-

way Company.
That said incorporation was a "fraud upon the State of North Carolina," devised and contrived for the purpose of enabling the Southern Railway unlawfully to selze, take and occupy lands of plaintiffs and others.

It is claimed that the plaintiffs should ave \$10,000 damages and that these acts cannot be set up in the condemnation proceedings, and an injunction is plaintiffs' only remedy. That the Ashe-ville Southern Railway is insolvent.

Present "Mr. Bob."

(Special to The Times-Dispatch.)
BOWLING GREEN, VA., January 14.— BOWLING GREEN, VA., January M.—
A most entertaining play was given at
Bullard's Hall on last Saturday night,
entitled "Mr. Bob." the receipts from the
entertainment being for the benefit of
Calvary Baptist Church. The night was
inclement and only a small number were
present, but those taking part acquitted
themselves with credit, especially Mr.
W. B. Broaddus, and Mrs. T. B. Gill.
The others taking part were Mr. E. B.
Travis, Miss Annie Broaddus, Miss Bessic Cognill, Mr. T. H. Phelps, and Miss
Frances Brooke Broaddus. Frances Brooke Broaddus.

The play will be repeated on next Saturday night, and all present at the first entertainment will be given free

Do You Think

For Yourself ? Or, do you open your mouth like a young bird and gulp down whatever food or medi-dine may be offered you?

ine may be offered you?

If the the thinking woman, in need of seller from weakness, nervousness, pain and subseller, then it means much to you that there's one titled and true honest medicine or known composition, sold by druggists for the cure of woman's ills.

druggists for the cure of woman's ills.

The makers of Dr. Pierce's Favorite Prescription, for the cure of weak, nervous, rundown, over-worked, debilitated, pain-racked women, knowing this medicine to be made up of ingredients, every one of which has the strongest possible inforcement of the leading and standard authorities of the several schools of practice, are perfectly willing, and in fact, are only too glad to print, as they do, the formula, or list of ingredients, of which it is composed, in plain English, on every bottle-wrapper.

The formula of Dr. Pierce's Favorite Pre-scription will bear the most critical examina-tion of medical experts, for it contains no alcohol, narcotics, harmful, or habit-forming drugs, and no agent enters into it that is no highly recommended by the most advanced and leading medical teachers and author-tites of their several schools of practice. These authorities recommend the ingredients These authorities recommend the ingredients of Dr. Pierce's Favorite Prescription for the

No other medicine for woman's ills has any such professional andorsement as Dr. Pierce's Lavorite Prescription has recoived, in the un-qualified recommendation of each of its several ingredients by scores of leading medi-cal men of all the schools of practice. Is such an endorsement not worthy of your consideration?

A booklet of ingredients, with numerous authoractive professional endorsements by the leading medical authorities of this country, will be mailed free to any one sending name and address with request for same. Address Dr. R. V. Pierce, Buffalo, N. Y.

Four Attendants of North Caro lina State Hospital Charged With Death of Patient.

Unknown Man From Norfolk.

That the men named as defendants were on December 29, 1905, before and since, officers, agents and employes of the Southern Railway Company, a Virginia corporation; that the Southern is the only railway in this soction, and has a complete monopoly here; that being a foreign corporation, the Southern Railway has no power to condemn property for railway purposes.

That by reason of the mountainous character of the country around Ashoville, the city is difficult of approach by railway, and that the narrow valley of the French Broad River affords the only feasible route for railway fines into Ashoville.

That the Southern had already occupied the west bank of the river and part of the east bank, leaving part of the cost bank unpossible for the river and part of the east bank, leaving part of the cost bank unpossible for the cost bank unpossible for the river and part of the cost bank unpossible for the river and part of the east bank, leaving part of the cost bank unpossible for the river and part of the reatment received.

claimed, from the treatment received the hands of the attendants. Dilation

is claimed, from the treatment received at the hands of the attendants. Dilation of the heart was ascribed as the cause of the death, and later there was a sensational investigation, resulting in the arrest of the four attendants.

There was introduced in the Hause of Representatives a day or two ago a bill by London, of Chatham, to pay the father of Nall \$60 which he had to pay for the funeral expenses of his son when sent to him from the State Hospital.

Another Murder Case.

Another Murder Case.

Another murder case, that of J. H. Blvens, for killing an unknown man, supposed to be from Norfolk, is to be taken up as soon as the Nall case is disposed of. Blvens was a Seaboard Air Line train policeman, and killed the man while attempting to arrest him for steating a ride on a freight train going out of Raleigh. The man was evidently a railrond detective. No clue has developed since the killing to indicate the identity of the man. Bivens is charged to have shot the man write he was running, and after he had tripped over a root and fallen to the ground. This trial is expected to begin Wednesday.

A charter was issued to-day for the Floyd Brothers and Mitchell Company (incorporated) to conduct a mercantile business at Ashepole, Robeson county. The capital is \$25,000, by 0. F. Floyd, C. A. Floyd and A. N. Mitchell.

Owing to press of afficial business connected with the presence of the General Assembly here, Governor Glenn finds that it will be impossible for him to fill his engagement to attend the reunion of the survivors of Fort Fisher to-morrow. The Governor expresses regret at his inability to be present on this notable occasion, but says it will be absolutely impossible for him to attend. Another Murder Case.

Carrier Pigeon Shot.

Mr. C. R. Dorrier, of Esmont, writes; For information of its owner, I beg to advise that a carrier pigeon, wearing a band bearing the number E 13523, was shot and killed by a negro near Warren, Albemarle county, Va., on Tuesday, the 8th of January, 1907.

This pigeon had taken up with some other pigeons, and had been in the neighborhood for some time.

AT FORT FISHER

Notable and Largely Attended Reunion Now Taking Place at Ancient Battleground.

EXTENDING THE GLAD HAND

Wilmington Doing Everything in Its Power to Make Visitors Have Good Time.

WILMINGTON, N. C., January 14:-A eunion of the survivors of the great butcity. It is a reunion of the Blue and Gray, and from as far south as Texas ind as far north as the New England to the Old North State, and to Wilmington, to mingle together in peace and exlooking back at the past with reverence, and resolving to leave a heritage of a united country. The city presents a breezy, gay appearance. As far as the eye can sweep up and down the prind-pal streets masses of bright-colored buntpat streets masses of Dright-colored buni-ing and great clusters of waving United States and Confederate flags can be seen. The spirit of the occasion is in the very atmosphere, and foes of the days of forty-odd years ago are effusively greeting each other to-day as comrades. Early this morning veterans by the score commenced to arrive, and among the very first were Major-General N. M.

the very first were Major-General N. M. Curtis. of New York City, and Rev. George B. Fairnead, of New York Mils. N. Y., commander and chaplain, respectively, of the liTth New York Volunteers, the regiment that was to the very front upon the rush at Fisher's bloody gate. Then came Colonel William Lamb, of Norfolk, Va., one of the commanders of the Confederate forces at Fisher, and Judge A. O. Wright, of Jacksonville, Fla., another intrepld fighter who wore the gray and battled so courageously at the fort, which commanded the entrance to Wilmington during the Civil War.

Welcoming Reception.

Welcoming Reception.

To-night the first formal function of the reunion took place, as during the day the old soldlers were entertained. They were guests at many homes in the city, were taken for drives, and were received "with open arms" at the different clubs in the city. To-night a big welcoming reception took place at the large courthouse, which was jammed with men, women and children. It was also a most enthuslastic gathering. The meeting was called to order by the president of the Fort Fisher Association, Colonel William M. Lamb, of Norfolk, who stirringly referred to the days of long ago, and lovingly touched upon the great brotherly love of the present. Music and prayer followed.

General N. M. Curtis responded on behalf of the visitors, especially the old Federal soldiers. Upon conclusion of his eloquent remarks the giant assemblage Welcoming Reception.

sang "Columbia's Unity," an ode writte sang "Columbia's Unity;" an ode written by Rev. George B. Fairhead, of New York Mills, and dedicated to the reunion of the Biue and Gray at Fisher. Following this Mayor Affred M. Waddell, himself a Confederate veteran, extended a gracious welcome in behalf of the city of Wilmington, and the response to this was made by Captain James Parker, of the visitors. Next. came an address of welcome for the United Confederate Veterans by Judge A. O. Wright, of Jacksonville, Fla., who

APPOINTS MA. CONE

Plant Estimated to Be Worth One Million, With \$500,000 Liabilities.

GREENSBORO, N. C., January 14 .-Jurge James E. Boyd to-day appointed Mr. Cesar Cone, of this city, as receiver for the Odell Manufacturing Company, of Concord, of which Mr. J. M. Odell is president and Mr. W. R. Odell secre tary and treasurer, upon application of Messrs. King and Kimball, who represent the Continental Color and Chemical Company, of New York, and other creditors. The liabilities of the Odell Manufacturing Company are about \$500,000, and the plant is estimated to be worth more than \$1,000,000. Those most closely connected with this big cotton manufacturing company have the confident hope that every cent on the dollar will be paid to the creditors, with a large margin left to the stockholders. The plant is said to be in good financial condition. The liabilities of the Odell Manu

Give Delightful Dance.

(Special to The Times-Dispatch.)
GLADSTONE, VA., January 14.—Mr. and Mrs. N. E. Wright had a most de-lightful dance at their residence Thursday night. Among those par-Thursday night. Among those participating were Misses Lily Huff, Phinizy Abbott. Winifred Meacham, Mamie Taylor, Carrie Taylor. Emma Taylor, Lily Brown, Mamie Akers, Mrs. R. L. Brown, Mrs. G. E. Ross, Mrs. J. L. Terry: Messrs. C. C. Burks, N. M. Sutton, Oscar Brown, R. L. Brown, T. M. Hesson, A. M. Haydon, C. A. Wallace, J. D. Davis, Lee Hall, A. A. Harris, J. E. Hutchison, J. R. Chick, T. Christian, G. E. Ross, J. L. Terry, G. Warner, S. Taylor, E. S. Boiton.
Mr. J. R. Chick, of New York, has left, after a few days' visit at Gladstone. left, after a few days' visit at Gladstone.

Miss Mable Harris has left for her school in Concord, after spending Christmas at her-home here.

Mrs. C. W. Jones and daughter spent two days in Lynchburg this week.

Mr. A. P. Dennis has returned, after a business trip to Richmond.

Mr. Snyder, of Clifton Forge, is substituting in Gladstone yard office for a few weeks in the place of Regular Clork J. L. Terry.

Mr. M. H. Kimbrough is recovering from a severe cold. His many friends are glad to see him out again.

Mr. T. M. Tuylor is also recovering from a severe lliness.

Miss Winifred Meacham has returned to Gladstone, and fills her position once more in telegraph office. Mossrs, Jones and Sutton are also in their accustomed places at telegraph office.

Miss Mamile Watts is visiting her hama_in_Rockbridge, Ye.

DOPE" DRINKS With the Fraternities

hundred in cash for them.

Royal Arcanum.

Representative Douglass Offers

Bill for Regulation of Soda

Fountains.

LOOKING INTO CHILD LABOR

Senator Lovill Seeks to Learn How Many Children Under

Fifteen Are at Work.

(Special to The Times-Dispatch.)
RALEIGH, N. C., January 14.—The
greater part of to-day's session of the
House of Representatives was devoted

and coal tar preparations. Douglass claimed that the manufacturers of such drinks would not be put out of business, but they would be made to cut out the poisonous ingredients. It was a motion by Morion which finally prevailed to re-refer the bill to the Committee on Propositions and Grievanees. That was finally carried by a vote of sixty-four to thirty-two.

As to Child Labor.

In the Senate there were steps taken

We've just taken our inventory

and as is usually the case after a very busy season we've found

quite a lot of odds and ends which

we offer you at the most tempt-

urgens

419-21 East Broad Street

ing sort of prices.

Chas. G.

Royal Arcanum in Virginia. There are several applicants for the place, which will be filled by an appointment from the Supreme Regent, Mr. Howard C. Wiggins, of Rome, N. Y.

Among the applicants are Dr. Alex-Among the applicants are Dr. Alexander J. Brown, a-member of McCarthy Council, No. 448. of Richmond: Dr. Hatton, of Norfolk: Dr. Harrison, of Roanoke, and Dr. Payne, of Staunton. Each of these gentlemen stands well in his profession, and is popular in Arcanum circles. Considerable interest is being manifested in the matter, and each candidate is receiving the active support of his friends. The Richmond man has received the endorsation of McCarthy, Shockoe and Virginia Councils, of Richmond, as expressed in very complimentary resolutions, which have been duly forwarded to the supreme regent.

regent.

When asked as to his opinion of the outcome of the friendly rivalry, in which there has not appeared one ripple of discord, Grand Regent Bickers said: "I have, of course, promptly forwarded all the applications and endorsations which came through me to dorsations which came through me to the appointing power, and it is a grati-fying fact that, in any event, the order in Virginia will have a most excellent State medical examiner, for all the applicants stand most excellently in their profession, as Arcanians and as citizens. In expressing my preference to the supreme regent, I. of course, considered the matter in all its bear-

through a resolution by Senator Lovill, to ascertain the number of children under fifteen years old at work in factories, and the passing of a resolution calling on the members of Congress to provide for the prohibition of shipping liquor from one State into prohibition territory in another. Governor Gienn issued this afternoon Governor Gienn issued this afternoon a proclamation calling on the people of the State to observe fully January 19th as the one-hundredth anniversary of the birth of General Robert E. Lee. In the course of the proclamation he pays high tribute to General Lee, declaring that the memory of such a man should live forever, and his hirthday he fittingly celebrated. He directs that all State offices be closed throughout that day, and the legal holiday be observed throughout the State. He also requests that the Confederate voterans and all Confederate societies, as well as all the people of the State, john in holding appropriates ceromonies commemorating the life and deeds of so true a man and brave a soldier as was Robert E. Lee. Governor Glenn issued this afternoo

Sickness in Hanover

(Special to The Times-Dispatch.)
HANOVER C. H., VA., January 14.—
Addrew Rosson is ill with typhoid fever
at the home of his father, W. B. Rosson.
Andrew is only about fifteen son. Anarew is only about fitteen years old.

Mrs. W. W. Redd, who has been critically ill so long and was taken to the Memorial Hospital twice, is much improved, and can go about her home. Mr. W. W. Redd, the husband, who has been confined to his room with ulcer on the calf of leg. is improving. The Reddis's home is at Studiey. Miss Stevens, daughter of J. L. Stevens, who has been suffering with eczema for some time, is improving.

Carolina to Be Represented. Goedal to The Times-Dispatch.)

BOWLING GREEN, VA., January 14.—
The board of supervisors met here to-day and transacted the regular business. An appropriation of twe hundred dollars was made for Caroline county to be represented at the Jamestown Exposition, which was made on condition that the parties in charge can show to them that the benefits resulting from the appropriation will instity the expenditure.

Riedmony

Coupons packed with PIEDMONT

Cigarettes are redeemable for valuable

presents, or we will pay 50 cents per

HANCOCK CIGAR CO.

1212 E. CARY STREET

CIGARETTES

At a meeting of the Dixle Aerie committee it was clearly seen that the Eagles' ball to be held at the Masonic Temple Wednesday, January 18th, will prove to be a big success. Over four hundred admission tickets have been sold. Murphy's Hotel will serve the refreshments for the occasion. With the issue of the souvenir program and the prizes, there will be plenty of interest for all.

GAT'S PRANKS DROVE CHILDREN FROM HOME

Caught by Tongue in Steel Trap. Windows Are Broken Out and Tongue Cut Off,

DRAKE'S BRANCH, VA., January 14. -What seemed to be the pranks of the headless horseman of Sleepy Hollow, and caused the three children of Forest Green, a respectable negro and porter on the train, to leave their home to-day, without learning what the trouble was, turned out to be the family cat, caught by her tongue in a rat trap, which Forest had set after

in a rat trap, which Forest had set after spending a sleepless night.

When Forest awake this morning his first wish was that a piper would come along and play some time that would lirre the rats away and drown them.

He then bought some traps, one of which he set in the Ritchen. It was this one in which the cat was caught. The children had been left in the front part of the house. She was caught about an inch from the end of her tongue, and after breaking out windows, knocking over pots and turning things topsy-turry, the animal bit off her tongue, which had been pulled three linehes out of her mouth by the three-pound trap.

TO MEET HERE.

Virginia Intercollegiate Association Will Hold Session.

Virginia Intercollegiate Association will meet at Richmond Hotel Friday afternoon at 5 o'clock.

Dr. J. H. C. Winston, of Hampden Sidney College, is president, and Dr. W.

1. Foushee, of Richmond College, secretary, and trepsures.

WILLIAMS LOSES SUIT AGAINST ROAD

Decision Reached in Case of Washington, Arlington and Falls Church Company.

(Special to The Times-Dispatch.)
ALEXANDRIA, VA., January 14.—The case of Arthur G. Williams against the Washington, Arlington and Falls Church, Rallway Company was heard in the United States Court for the Eastern District of Virginia to-day, Judge Edmund Waddill presiding, and the jury returned a vertict for the defendant company. The plaintiff was represented by Attorney Samuel G. Brent and Attorney R. Walton Moore represented the rallway company. plantiff was represented by Attorior,
Samuel G. Brent and Attorney R. Walton
Moore represented the rallway company.
The case of the Alexandria National
Bank against the Willis C. Bates Company, of Boston, Mass., to recover \$2.752
the amount of a draft drawn by A. H.
Bardine, an alleged agent for the company, was continued until to-morrow, owing to the illness of one of the jurors.
A meeting of the legal association of
the city was to have been held at the
courthouse this morning for the purpose
of deciding upon plans for the improvement of the courthouse, but owing to the
illness of E. C. Dunn, City Engineer, the
meeting was postponed.
The sons and grandsons of Confederate
vetorans met at Lee Camp Hall this evening and organized. It was alsa decided
to attend the religious exercises to be licid
at Christ Protestant Episcopal Church at
noon on Saturday next, in connection with
the observance of the one-hundratich anintversary of the birth of General Robert
E. Lee.

As praviously stated, the various Con-

E. Lee.

As previously stated, the various Confederate organizations throughout the citynave planned to attend the church exercises on that day. At night a banquet
will be served by the Woman's Auxlingy,
to the veterans at Lee Camp Hall. The speakers for the occasion have not yet been announced.

HEBREW CONGREGATIONS.

Nearly 200 Representatives at

Meeting in Atlanta.

ATLANTA, GA., January 14.—Nearly 200 prominent Hebrews, representing every section of the country, gathered here to-night for the twentieth Council of the Union of American Hebrew Congregations. Devotional exercises, conducted by Dr. Henry Berkowitz, of Philadelphia, and Rabbi Alfred Moses, or Mobile. Als., were held, the feature be-Philadelphia, and Rabbi Alfred Moses, of Mobile, Ala., were held, the feature being a sermon by Dr. Berkowitz. The first business session of the council will convene to-morrow morning, Samuel Woolner, of Peoria, Ill., presiding. Addresses of welcome will be given by Governor Terrell and Mayor Joymer, and suitable responses will be delivered. The council will conclude its session Wednesday evening with a banquest.

Don't Theorize

PURELY VEGETABLE

disease, while others have intervals of freedom, during which they live in constant dread of the next attack, when an exposure to cold or dampness or some other irregularity will cause the symptoms to return. If the cause is not removed Rheumatism will progress and reach a point where it becomes incurable, and the strongest constitution will break down. S. S. S.

THE STRONGEST CONSTITUTION

refuse and waste matters of the body are not promptly expelled, but are left to sour and ferment, producing irritating acids which are taken up by the blood and distributed to all parts of the system. This acrid matter weakens and diseases the blood so that instead of supplying the body with wastichies the left of the poison with which it is

with nourishing, healthful properties it deposits the poison with which it is loaded into the muscles, nerves, bones and joints, and Rheumatism gets complete control of the system. Some suffer almost constantly with the

Rheumatism is caused by a sour, acid condition of the blood, brought on by chronic constipation, weak kidneys, poor digestion and a general sluggish condition of the system. Because of these irregularities the

has been curing Rheumatism for more than forty years. It attacks the disease at its head PURELY VEGETABLE by going down into the blood and removing every particle of the acrid matter and building up the weak, sour blood to a state of purity and richness. S. S. S. is the King of blood purifiers, just what is needed for the cure of Rheumatism. Fook on Rheumatism and any medical advice sent free.

THE SWIFT SPECIFIC COM ATLANTA. GA.